

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

JEFFREY PRIETO,

No. C 10-04074 SBA (PR)

Petitioner,

**ORDER GRANTING RESPONDENT'S  
MOTION TO WITHDRAW ANSWER**

v.

(Docket no. 8)

R. GROUNDS, Warden,

Respondent.

Before the Court is Respondent's motion to withdraw his Answer filed on March 29, 2011.


Respondent claims that he was not served with the Court's February 11, 2011 Order denying the petition for a writ of habeas corpus because he had not yet appeared in the case when that Order was issued. Thus, the February 11, 2011 Order makes Respondent's Answer unnecessary, and Respondent therefore moves to withdraw it.

Because this case is closed pursuant to the Court's February 11, 2011 Order denying the petition, the Court GRANTS Respondent's motion to withdraw his answer (docket no. 8).

This Order terminates Docket no. 8.

IT IS SO ORDERED.

DATED: 11/16/11

  
SAUNDRA BROWN ARMSTRONG  
United States District Judge

UNITED STATES DISTRICT COURT

1 FOR THE  
2 NORTHERN DISTRICT OF CALIFORNIA

3 JEFFREY PRIETO,

4  
5 Plaintiff,

Case Number: CV10-04074 SBA

6 v.

**CERTIFICATE OF SERVICE**

7 R GROUNDS et al,

8 Defendant.  
9 \_\_\_\_\_/

10 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District  
11 Court, Northern District of California.

12 That on November 18, 2011, I SERVED a true and correct copy(ies) of the attached, by placing said  
13 copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said  
14 envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle  
15 located in the Clerk's office.

16  
17 Jeffrey Prieto E-03367  
18 Correctional Trainin Facility - East Dormitory  
19 P.O. Box 689  
20 Soledad, CA 93960-0689

21 Dated: November 18, 2011

22 Richard W. Wieking, Clerk  
23 By: LISA R CLARK, Deputy Clerk  
24  
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26  
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